

**BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

IN THE MATTER OF THE
NOTICE OF VIOLATION
ISSUED TO:

SINCLAIR OIL CORPORATION (40.025))
SINCLAIR WYOMING REFINING Co.)
SINCLAIR WY 82334) DOCKET NO.: 5160-13

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. On June 11, 2007, Sinclair Wyoming Refining Company (SWRC), formerly Sinclair Oil Corporation (SOC), was issued a hazardous waste renewal permit for the Aggressive Biological Treatment Unit (ABTU).
2. On January 14, 2013, SWRC's ABTU effluent exceeded the benzene limit of 0.5 mg/L. During that time an outlet concentration of 0.63 mg/L of benzene was recorded. Permit Condition Part IV(B).D.7. (2007 Permit) of the permit states, "The Permittee shall maintain the ABTU such that the concentration of benzene in the effluent remains below 0.5 mg/L and the Permittee shall verify this benzene level on a weekly basis." Permit Condition I.D.6. states, "The permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the permittee to achieve compliance with the conditions of this Permit. Proper operation and maintenance includes effective performance, adequate funding, adequate operator staffing, and adequate laboratory and process controls, including appropriate quality assurance/quality control procedures. This provision requires the operation of back-up or auxiliary facilities or similar systems only when necessary to achieve compliance with the conditions of the Permit."

Therefore, on January 14, 2013, SWRC was in violation of Permit Condition, Part IV(B).(D).7, for exceeding the ABTU effluent limitation of 0.5 mg/L benzene and Permit Condition, Part I.D.6.

3. ANY PERSON who violates any provision of the Environmental Quality Act, or any rules, standard, permit, license, or variance adopted thereunder is liable to a penalty of ten thousand dollars (\$10,000) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming; and



4. THIS NOTICE OF VIOLATION is being sent to you pursuant to Wyoming Statute 35-11-701(c) which requires that in any case of the failure to correct or remedy an alleged violation the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

Signed this 11th day of June, 2013



Alan Edwards
Administrator
Solid & Hazardous Waste Division



Todd Parfitt
Director
Dept. of Environmental Quality